

CALIFORNIA BOARD OF OCCUPATIONAL THERAPY
PROPOSED AMENDED REGULATORY LANGUAGE
Title 16, Division 39, California Code of Regulations

Proposed amendments are shown by strikeout for deleted text and underline for new text.

Article 6. Advanced Practices

§ 4154. Post Professional Education and Training

- (a) Post professional education courses shall be obtained at any of the following:
 - (1) College or university degree programs accredited or approved by ACOTE;
 - (2) College or university degree programs accredited or approved by the Commission on Accreditation in Physical Therapy Education;
 - (3) Colleges or universities with Speech and Hearing Programs accredited or approved by the Council on Academic Accreditation in Audiology and Speech-Language Pathology;
 - (4) Any approved provider. To be approved by the Board the provider shall submit the following:
 - (A) A clear statement as to the relevance of the course to the advanced practice area.
 - (B) Information describing, in detail, the depth and breadth of the content covered (e.g., a course syllabus and the goals and objectives of the course) particularly as it relates to the advanced practice area.
 - (C) Information that shows the course instructor's qualifications to teach the content being taught (e.g., his or her education, training, experience, scope of practice, licenses held, and length of experience and expertise in the relevant subject matter), particularly as it relates to the advanced practice area.
 - (D) Information that shows the course provider's qualifications to offer the type of course being offered (e.g., the provider's background, history, experience, and similar courses previously offered by the provider), particularly as it relates to the advanced practice area; or
 - (5) A provider that has not been approved by the Board, if the applicant occupational therapist demonstrates that the course content meets the subject matter requirements set forth in sections 2570.3(e) or 2570.3(f) of the Code, or section 4153 of these regulations, and submits the following:
 - (A) Information describing, in detail, the depth and breadth of the content covered (e.g., a course syllabus and the goals and objectives of the course) particularly as it relates to the advanced practice area.
 - (B) Information that shows the course instructor's qualifications to teach the content being taught (e.g., his or her education, training, experience, scope of practice, licenses held, and length of experience and expertise in the relevant subject matter), particularly as it relates to the advanced practice area.
- (b) Post professional training shall be supervised and obtained at either of the following:
 - (1) Clinical facilities affiliated with such colleges and universities described in subsection (a) or
 - (2) Hospital or community based clinical training programs.
- (c) Supervised training as it is used in subsection (b) above means, at a minimum:
 - (1) The supervisor and occupational therapist have a written agreement outlining the plan of supervision and training in the advanced practice area. The level of supervision is determined by the supervisor whose responsibility it is to ensure that the amount, degree, and pattern of

supervision is consistent with the knowledge, skill and ability of the occupational therapist, and appropriate for the complexity of client needs and number of clients for whom the occupational therapist is providing advanced practice services.

(2) The supervisor is readily available in person or by telecommunication to the occupational therapist while the therapist is providing advanced practice services.

(d) On or after January 1, 2004, or the date on which these regulations take effect, whichever is first, post professional education and training must be completed within the five years immediately preceding the application for certification approval in the advanced practice areas.

Note: Authority Cited: Sections 2570.3 and 2570.20, Business and Professions Code.

Reference: Sections 2570.2 and 2570.3, Business and Professions Code.

§ 4155. Application for Approval in Advanced Practice Areas Certification

In order to provide the advanced practice services set forth in Code section 2570.3(d), an occupational therapist shall apply to the Board ~~for and receive certification approval from the Board~~ in each advanced practice area.

(a) To apply for ~~certification approval~~, an occupational therapist shall submit an application provided by the Board and a written portfolio reflecting the requirements set forth in this article for the advanced practice certification sought.

(b) The portfolio must contain the following:

(1) Documented proof of attendance and completion of each course.

(2) Evidence of the number of contact hours completed for each course.

(3) Outline or syllabus of each course for courses that are not Board approved.

(4) Resume or credentials of each instructor for courses that are not Board approved.

(5) Statement of Learning for each course. Such statement shall reflect what the occupational therapist learned, how that knowledge would be applied in his or her practice, how it changed his or her practice or validated it, and how the occupational therapist became more competent because of the course.

(6) Verification of completion of supervised on-the-job training, clinical internship or affiliation reflecting the nature of the training and the number of hours. Such verification must be signed by the supervisor(s) under penalty of perjury.

~~(c) Occupational therapists providing advanced practice services on or before December 31, 2003 may seek certification in any advanced practice by submitting a portfolio that documents education and training substantially equivalent to the requirements of subsections (a) and (b) above. An applicant under this subsection may provide any other information, including experience, relevant to his or her competency to show substantial equivalency with the advanced practice requirements.~~

~~(1) An advanced practice application under this subsection must be postmarked no later than six months following the effective date of these regulations.~~

~~(2) An applicant under this subsection certified by the Hand Therapy Certification Commission as of December 31, 2003 shall qualify for advanced practice certificates in hand therapy and physical agent modalities.~~

The board shall inform the applicant, in writing, if the application fails to submit all of the required documentation listed in subsection (b).

(d) Within ninety (90) days of the receipt of the application, the board shall inform the applicant, in writing:

(1) that the application is deficient and what specific information or documentation is required to complete the application, or

(2) whether the applicant has met the post-professional educational and training requirements.

(e) An advanced practice(s) application not completed within six months of receipt or notification of deficiency, whichever is later, shall be deemed abandoned.

(f) An application submitted subsequent to the abandonment of a previous application shall be treated as a new application.

§ 4156. Advanced Practice Representation

(a) Board approval in any of the advanced practice areas identified in this article shall not alone permit an Occupational Therapist to represent him or herself as being an expert or as holding a "credential" in any of those areas.

(b) Terms such as "certification," "credential," or "Board Certified" by an Occupational Therapist shall not be used in conjunction with any advanced practice approval.

(c) With the exception of printed materials already in existence as of the effective date of this regulation, abbreviations such as HTC, SWC or PAM, or any likeness thereof, shall not be used in any way by an Occupational Therapist as advertisement or representation of expertise or specialty certification or credentials in an advanced practice area.

(d) The use of any printed materials allowed under subsection (c) shall be strictly prohibited on or after January 1, 2008.

Note: Authority Cited: Sections 2570.3 and 2570.20, Business and Professions Code.

Reference: Sections 2570.2 and 2570.3, Business and Professions Code.